

(III) WILLFULLY MUTILATE, ALTER, OR BY ANY OTHER MEANS FALSIFY ANY DOCUMENTARY EVIDENCE.

(3) A PERSON WHO IS CONVICTED OF VIOLATING PARAGRAPHS (1) OR (2) OF THIS SUBSECTION SHALL BE FINED NOT MORE THAN \$100,000 OR IMPRISONED NOT MORE THAN 1 YEAR OR BOTH.

(C) (1) WITNESSES SUBPOENAED BY THE COMMISSION TO TESTIFY IN ANY PROCEEDINGS UNDER THIS SUBTITLE SHALL BE ENTITLED TO THE SAME WITNESS AND MILEAGE FEES AS WITNESSES IN PROCEEDINGS BEFORE ANY MARYLAND CIRCUIT COURT.

(2) THE PARTY WHO REQUESTS THAT A WITNESS BE SUBPOENAED TO TESTIFY IN A PROCEEDING SHALL PAY THE FEES OR, IF THE PARTY IS UNABLE TO PAY, THE COMMISSION SHALL PAY THE FEES.

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(A) (1) WHEN A CHARGE IS FILED UNDER § 30 OF THIS SUBTITLE, THE COMMISSION MAY CHOOSE TO HAVE THE CLAIMS ASSERTED IN THE CHARGE DECIDED IN A CIVIL ACTION UNDER SUBSECTION ~~(K)~~ (L) OF THIS SECTION INSTEAD OF A HEARING UNDER SUBSECTION (B) OF THIS SECTION IF:

(I) A COMPLAINANT OR AGGRIEVED PERSON ON WHOSE BEHALF THE COMPLAINT WAS FILED ELECTS TO HAVE THE CLAIMS ASSERTED IN THE CHARGE DECIDED IN A CIVIL ACTION UNDER SUBSECTION (K) OF THIS SECTION; AND

(II) THE COMMISSION DETERMINES THAT COURT ACTION IS WARRANTED IN THE CASE.

(2) THE COMPLAINANT OR AGGRIEVED PERSON MUST NOTIFY THE COMMISSION OF THEIR ELECTION OF COURT ACTION NOT LATER THAN 20 DAYS AFTER THE RECEIPT BY THE PERSON OF SERVICE UNDER § 30 OF THIS SUBTITLE ~~OR, IN THE CASE OF THE COMMISSION, NOT LATER THAN 20 DAYS AFTER SERVICE.~~

(B) (1) IF AN ELECTION IS NOT MADE UNDER SUBSECTION (A) OF THIS SECTION, THE COMMISSION SHALL PROVIDE AN OPPORTUNITY FOR A HEARING ON THE RECORD WITH RESPECT TO A CHARGE ISSUED UNDER § 30 OF THIS SUBTITLE.

(2) THE COMMISSION SHALL DELEGATE THE CONDUCT OF A HEARING UNDER THIS SUBSECTION TO THE OFFICE OF ADMINISTRATIVE HEARINGS.

(3) AN ADMINISTRATIVE LAW JUDGE SHALL CONDUCT THE HEARING AT A PLACE IN THE COUNTY IN WHICH THE DISCRIMINATORY HOUSING PRACTICE IS ALLEGED TO HAVE OCCURRED OR ABOUT TO OCCUR.